

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking on the
Commission's Own Motion to Re-Examine the
Underlying Issues Involved in the Submetering
Discount for Mobile Home Parks and to Stay
D.01-08-040.

Rulemaking 03-03-017
(Filed March 13, 2003)

Order Instituting Investigation on the
Commission's Own Motion to Re-Examine the
Underlying Issues Involved in the Submetering
Discount for Mobile Home Parks and to Stay
D.01-08-040.

Investigation 03-03-018
(Filed March 13, 2003)

Robert Hambley, for Himself and, on Behalf of
the Residents of Los Robles Mobilehome Park,

Complainant,

vs.

Hillsboro Properties, a California Limited
Partnership, and the City of Novato,

Defendants.

Case 00-01-017
(Filed January 14, 2000)

**ADMINISTRATIVE LAW JUDGE'S RULING
REGARDING NOTICE OF INTENT TO SEEK COMPENSATION**

On July 18, 2003, the California Mobilehome Resource and Action
Association (CMRAA) filed a notice of intent to claim compensation (NOI) in this

proceeding. The first prehearing conference was held on April 15, 2003. CMRAA's notice was filed approximately three months after the prehearing conference. Therefore, the notice was filed long after the deadline specified in Public Utilities Code Section (Section) 1804(a).

To be eligible for compensation, a participant in a formal Commission proceeding, such as this one, must establish that it is a "customer" and that participation without compensation would pose a significant financial hardship.

Section 1802(b) defines the term "customer" as:

[A]ny participant representing consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the commission; any representative who has been authorized by a customer; or any representative of a group or organization authorized pursuant to its articles of incorporation or bylaws to represent the interests of residential customers. . .

CMRAA has not made an appearance in this proceeding, and is not a party. It is, therefore, not a participant in this proceeding. As a result, it does not meet the above definition of a customer, and is not eligible to claim intervenor compensation in this proceeding.

This ruling does not prohibit CMRAA from future participation in this proceeding.

Therefore, **IT IS RULED** that:

1. The notice of intent to claim compensation, filed by the California Mobilehome Resource and Action Association (CMRAA) on July 18, 2003, was filed after the deadline specified in Public Utilities Code Section (Section) 1804(a).

2. CMRAA is not a customer as defined in Section 1802(b).
3. CMRAA is not eligible to claim intervenor compensation in this proceeding.

Dated July 22, 2003, at San Francisco, California.

/s/ JEFFREY P. O'DONNELL

Jeffrey P. O'Donnell
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling Regarding Notice of Intent to Seek Compensation on all parties of record in this proceeding or their attorneys of record.

Dated July 22, 2003, at San Francisco, California.

/s/ FANNIE SID

Fannie Sid

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.